



To: Town Council
Date: April 25, 2026
Prepared By: Frank M. Davila, CFM, Director of Planning and Zoning
Item Title: Ordinance 799 – Repeal Code Section 12-136. – Gasoline powered leaf blowers.

BACKGROUND:

Proposed Ordinance No. 799 seeks to amend the Town Code of Ordinances to comply with recently enacted state legislation (Senate Bill 290) regarding the regulation of landscaping equipment.

On August 23, 2023, the Town Council adopted Ordinance 768, which established Section 12-136 of the Town Code to prohibit the use of gasoline-powered leaf blowers within town limits.

During the most recent legislative session, Governor DeSantis signed Senate Bill 290 into law. This legislation prohibits local municipalities from enforcing bans on gasoline-powered landscaping equipment. Senate Bill 290 is scheduled to take effect on July 1, 2026.

DISCUSSION:

To ensure compliance with the new state mandate, Town Staff proposes Ordinance 799, which would repeal the prohibition currently found in Section 12-136.

- **Current Regulation:** The code currently prohibits the use of gasoline-powered leaf blowers on any property within the Town.
- **Proposed Revision:** Under Ordinance 799, the existing prohibitory language will be stricken, and the section will be marked as "Reserved". (See attached proposed Ordinance No. 799).
- **Effective Date:** Staff proposes that this ordinance become effective immediately following approval by the Town Council upon its second reading.

While Senate Bill 290 restricts the Town's ability to enforce a ban, it does not limit the Town from encouraging the use of alternative, battery-powered landscaping equipment. At the Council's direction, Town Staff is prepared to disseminate educational materials and informational facts via the Town's website and newsletters to promote these alternatives.

RECOMMENDATION:

Staff recommends that the Town Council review and approve Ordinance No. 799 on first reading.

ATTACHMENT(S):

- Proposed Ordinance No. 799.
- Senate Bill 290, pg. 13.

TOWN OF JUNO BEACH, FLORIDA

ORDINANCE NO. 799

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF JUNO BEACH, FLORIDA, AMENDING SECTION 12-136, "GASOLINE POWERED LEAF BLOWERS," OF ARTICLE V, "NOISE," OF CHAPTER 12, "ENVIRONMENT" OF THE TOWN CODE OF ORDINANCES TO CONFORM WITH CHAPTER 2026-3, LAWS OF FLORIDA; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE

WHEREAS, Article VIII of the State Constitution and Chapter 166, Florida Statutes provide that municipalities shall have the governmental, corporate, and proprietary powers to enable them to conduct municipal government, perform municipal functions, and render municipal services, and may exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, the Town Council of the Town of Juno Beach, Florida as the governing body, pursuant to the authority vested in Chapter 163 and Chapter 166, Florida Statutes, is authorized and empowered to consider changes to its land development regulations; and

WHEREAS, SB 290 (2026), codified as Chapter 2026-3, Laws of Florida, prohibits local governments from enforcing bans on gasoline-powered landscaping equipment effective July 1, 2026; and

WHEREAS, the Town Council wishes to amend Section 12-136, "Gasoline powered leaf blowers," of Article V, "Noise," of Chapter 12, "Environment," of the Town Code of Ordinances to conform with Chapter 2026-3, Laws of Florida; and

WHEREAS, the Town Council has determined that adoption of this Ordinance is in the best interests of the general welfare of the Town of Juno Beach.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF JUNO BEACH, FLORIDA as follows:

Section 1. The foregoing "Whereas" clauses are hereby ratified as true and correct and are incorporated herein.

Section 2. The Town Council hereby amends Section 12-136, "Gasoline powered leaf blowers," of Article V, "Noise," of Chapter 12, "Environment," of the Town Code of Ordinances as set forth below. For purposes of this Ordinance, underlined type shall constitute additions to the original text, *** shall constitute ellipses to the original text and ~~strikethrough~~ shall constitute deletions to the original text.

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Sec. 12-136. – Gasoline powered leaf blowers. RESERVED.

~~Effective October 1, 2024, the use of gasoline powered leaf blowers is prohibited on any property within the town.~~

Section 3. All ordinances or parts of ordinances of the Town of Juno Beach, Florida, which are conflict with this Ordinance, are hereby repealed to extent of such conflict.

Section 4. The provisions of this Ordinance shall become and be made a part of the Zoning Code of the Town of Juno Beach, Florida. The sections of this Ordinance may be renumbered or relettered to accomplish such, and the word “ordinance” may be changed to “section,” “article” or any other appropriate word.

Section 5. If any section, paragraph, sentence, clause, phrase, or word of this Ordinance is for any reason held by a court of competent jurisdiction to be unconstitutional, inoperative or void, such holding shall not affect the remainder of the Ordinance.

Section 6. This Ordinance shall be effective immediately upon final adoption.

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349 (b) "Gasoline-powered landscape equipment" means any
350 machine powered by an internal combustion engine or motor that
351 uses gasoline, diesel, or a blend of gasoline and oil which is
352 used to provide landscape management or maintenance or to move
353 leaves, dirt, grass, or other debris off of sidewalks,
354 driveways, lawns, or other surfaces.

355 (2) A municipality may not enact or enforce a resolution,
356 an ordinance, a rule, a code, or a policy or take any action
357 that restricts or prohibits the use of gasoline-powered farm
358 equipment or gasoline-powered landscape equipment and may not
359 create differing standards for such equipment or distinguish
360 such equipment from any electric or similar equipment in a
361 retail, manufacturer, or distributor setting.

362 (3) This section does not prohibit or limit a municipality
363 from encouraging the use of alternative farm or landscape
364 equipment, such as battery-powered farm or landscape equipment.

365 Section 5. Paragraph (d) of subsection (2) of section
366 212.055, Florida Statutes, is amended to read:

367 212.055 Discretionary sales surtaxes; legislative intent;
368 authorization and use of proceeds.—It is the legislative intent
369 that any authorization for imposition of a discretionary sales
370 surtax shall be published in the Florida Statutes as a
371 subsection of this section, irrespective of the duration of the
372 levy. Each enactment shall specify the types of counties
373 authorized to levy; the rate or rates which may be imposed; the
374 maximum length of time the surtax may be imposed, if any; the
375 procedure which must be followed to secure voter approval, if
376 required; the purpose for which the proceeds may be expended;
377 and such other requirements as the Legislature may provide.